



(DAC)
11/16/05
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.: 10/021,642

Group Art Unit 3671

Filed: 12/18/2001

Examiner: N Mammen

Applicant: B Meyer

Atty. Ref.: 15791-US

For: PIVOTING PLANTING UNITS VERTICALLY

PETITION FOR REVIVAL OF PATENT APPLICATION UNINTENTIONALLY
ABANDONED UNDER 37 CFR 1.137(B)

June 23, 2005

Mail Stop Petition

Commissioner for Patents

PO Box 1450

Alexandria, VA 22313-1450

Sir:

This Petition is in response to a Notice of Abandonment dated 3/24/2005, which stated that the above identified patent application was abandoned for applicant's failure to timely file a reply to an action by the US Patent Office dated 7/14/2004.

Applicant hereby petitions under 37 CFR 1.137(b) for revival of this application.

1. PETITION FEE: Applicant hereby authorizes the Commissioner to charge the fee of \$1500.00 required under 37 CFR 1.17(m) to Deposit Account Number 04-0525.

2. REPLY: This reply includes a Request for Continued Examination (RCE) that requests that the Amendment After Final Rejection, submitted on 11/12/04 but not entered as stated in the Advisory Action dated 12/8/2004, be entered and considered. A copy of the Amendment After Final Rejection is enclosed herewith.

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3. TERMINAL DISCLAIMER: No terminal disclaimer is required.
4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of the grantable petition under 37 CFR 1.137(b) was unintentional.

Any other fees or charges due as a result of filing of the present paper may be charged against Deposit Account 04-0525. A duplicate of this page is enclosed.

Respectfully,



Attorney for Applicant(s)

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents, PO Box 1450, Alexandria, VA 22313-1450, on 23 June 2005
Date

Carie Fitchner 23 June 2005
Name Date

Enclosure: Post Card
RCE
copy, Amendment After Final Rejection, dated 11/12/2004 but not entered